

## FORTY-NINTH DAY

Friday, April 12, 2002

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 11:49 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Claudia Wong, Compassionate Counseling, Sisters of St. Joseph, after which the Roll was called showing all Senators present with the exception of Senators Buen and Sakamoto who were excused.

The President announced that he had read and approved the Journal of the Forty-Eighth Day.

Senator Chumbley, with the assistance of Senators Inouye and English, introduced and congratulated the following 2002 Prudential Spirit of Community Award recipients: Michelle Mitchell, Lauren Quill, Emma Yuen and Carrie Yap. Accompanying the honorees were Todd Thaker, Steven Jin and Brian Nakashima of the Prudential Insurance Company.

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 292 to 294) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 292, advising the Senate of the withdrawal of the nomination of LESTER LEU to the Board of Psychology, under Gov. Msg. No. 279, dated April 5, 2002, was placed on file.

In compliance with Gov. Msg. No. 292, the nomination listed under Gov. Msg. No. 279 was returned.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Board of Directors, Hawai'i Tourism Authority, the nominations of: STEPHEN K. YAMASHIRO, terms to expire June 30, 2002, and June 30, 2006; and LAWRENCE M. JOHNSON, NADINE K. NAKAMURA and SHARON R. WEINER, terms to expire June 30, 2006, was referred to the Committee on Tourism and Intergovernmental Affairs.

Gov. Msg. No. 294, informing the Senate that on April 11, 2002, he signed into law Senate Bill No. 2725 as Act 14, entitled: "RELATING TO NATUROPATHY," was placed on file.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 506 to 551) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 506, transmitting H.C.R. No. 16, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE BIENNIAL REVIEW OF THE COMPENSATION

PLANS AND THE COSTS THEREOF," was deferred until Monday, April 15, 2002.

Hse. Com. No. 507, transmitting H.C.R. No. 17, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT MAUNALUA, OAHU, HAWAII, FOR MAINTENANCE OF THE HAWAII KAI MARINA ENTRANCE CHANNEL PURPOSES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 508, transmitting H.C.R. No. 18, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 18, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE PIER AND DECK PURPOSES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 509, transmitting H.C.R. No. 19, H.D. 2, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 19, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO ISSUE A LONG-TERM LEASE FOR THE MARINE FUEL FACILITY PREMISES AT ALA WAI SMALL BOAT HARBOR TO PROVIDE CONTINUED FUELING SERVICES TO THE BOATING PUBLIC AT THAT LOCATION," was deferred until Monday, April 15, 2002.

Hse. Com. No. 510, transmitting H.C.R. No. 21, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 21, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT MAUNALUA, HONOLULU, OAHU, FOR MAINTENANCE OF BREAKWATER PURPOSES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 511, transmitting H.C.R. No. 26, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE FEASIBILITY OF TRANSFERRING THE OPERATION AND MANAGEMENT OF THE ALOHA STADIUM FROM THE HAWAII STADIUM AUTHORITY TO THE UNIVERSITY OF HAWAII AND THE KAPOLEI RECREATIONAL SPORTS COMPLEX TO THE UNIVERSITY OF HAWAII OR THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 512, transmitting H.C.R. No. 42, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 42, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE INFORMATION PURCHASE SYSTEM," was deferred until Monday, April 15, 2002.

Hse. Com. No. 513, transmitting H.C.R. No. 43, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO ENTER INTO A FINANCING AGREEMENT FOR A NEW ELEMENTARY SCHOOL IN KAHULUI, MAUI," was deferred until Monday, April 15, 2002.

Hse. Com. No. 514, transmitting H.C.R. No. 47, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 47, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE SUBMERGED AND TIDAL LANDS OF THE HONOKOHAU SMALL BOAT HARBOR TO PRIVATE ENTITIES FOR COMMERCIAL, RECREATIONAL, EDUCATIONAL, AND RESEARCH PURPOSES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 515, transmitting H.C.R. No. 48, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO ESTABLISH SISTER-STATE EDUCATIONAL, CULTURAL, AND ECONOMIC EXCHANGES BETWEEN THE STATE OF HAWAII AND THE PROVINCE OF ILOCOS SUR OF THE REPUBLIC OF THE PHILIPPINES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 516, transmitting H.C.R. No. 56, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 56, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SOCIAL SCIENCE RESEARCH INSTITUTE OF THE UNIVERSITY OF HAWAII TO CONDUCT AN ASSESSMENT OF THE EDUCATIONAL NEEDS OF THE NORTH HAWAII REGION," was deferred until Monday, April 15, 2002.

Hse. Com. No. 517, transmitting H.C.R. No. 62, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, WITH THE ASSISTANCE OF THE HAWAII CRIMINAL JUSTICE DATA CENTER, TO COMPARE THE RECIDIVISM RATES OF INMATES TRANSFERRED TO MAINLAND CORRECTIONAL FACILITIES WITH SIMILARLY

SITUATED INMATES WHO REMAINED INCARCERATED IN HAWAII," was deferred until Monday, April 15, 2002.

Hse. Com. No. 518, transmitting H.C.R. No. 70, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 70, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ANIMAL AND PLANT HEALTH INSPECTION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE TO INITIATE A PROGRAM TO ERADICATE FRUIT FLIES IN HAWAII," was deferred until Monday, April 15, 2002.

Hse. Com. No. 519, transmitting H.C.R. No. 72, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII TOURISM AUTHORITY TO DEVELOP AN OVERALL STRATEGY, POLICY, AND PLAN TO AWARD TOURISM PRODUCT ENRICHMENT AND DIVERSIFICATION GRANTS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 520, transmitting H.C.R. No. 75, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY," was deferred until Monday, April 15, 2002.

Hse. Com. No. 521, transmitting H.C.R. No. 82, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE USE OF ALTERNATIVE ENERGY SOURCES TO ADDRESS ENERGY NEEDS ON THE ISLAND OF KAHO'OLAWA," was deferred until Monday, April 15, 2002.

Hse. Com. No. 522, transmitting H.C.R. No. 94, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 94, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AGRICULTURAL TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE PROMOTION OF AGRICULTURAL DEVELOPMENT AND THE PROTECTION OF EXISTING AGRICULTURAL LAND RESOURCES AND THEIR COMPONENTS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 523, transmitting H.C.R. No. 95, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY CONCERNING THE USE OF

EXISTING RAILROAD TRACKS AND PREVIOUS RIGHTS OF WAYS TO REVITALIZE RAIL AND OTHER ALTERNATIVE FORMS OF TRANSIT," was deferred until Monday, April 15, 2002.

Hse. Com. No. 524, transmitting H.C.R. No. 105, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF PRINTING PRODUCTS AND SERVICES UTILIZED, CONTRACTED, AND SUBCONTRACTED BY HAWAII STATE GOVERNMENT," was deferred until Monday, April 15, 2002.

Hse. Com. No. 525, transmitting H.C.R. No. 107, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 107, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SPECIAL ASSISTANT ON CHILDREN AND FAMILIES IN THE OFFICE OF THE GOVERNOR TO CONVENE AND CO-CHAIR THE HAWAII AFTER-SCHOOL INITIATIVE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 526, transmitting H.C.R. No. 112, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE REGARDING A LIGHT RAIL SYSTEM," was deferred until Monday, April 15, 2002.

Hse. Com. No. 527, transmitting H.C.R. No. 117, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 117, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE MOVEMENT OF CAPITAL OUT OF THE STATE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 528, transmitting H.C.R. No. 118, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION REAFFIRMING SUPPORT FOR THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII'S HOPE VI REVITALIZATION GRANT APPLICATION FOR KUHIO PARK TERRACE AND URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ACT FAVORABLY ON THE APPLICATION," was deferred until Monday, April 15, 2002.

Hse. Com. No. 529, transmitting H.C.R. No. 128, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF PERMITTING CERTAIN IMMIGRANT STUDENTS WHO HAVE NOT YET ATTAINED LEGAL

PERMANENT RESIDENT STATUS TO ATTEND THE UNIVERSITY OF HAWAII AT THE RESIDENT TUITION RATE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 530, transmitting H.C.R. No. 130, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND PERFORMANCE AUDIT OF THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Monday, April 15, 2002.

Hse. Com. No. 531, transmitting H.C.R. No. 131, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DO AN ACTUARIAL ANALYSIS OF THE UTILIZATION AND RATE IMPACTS, IF ANY, OF REINSTATING NATUROPATHY AMONG THE PERSONAL INJURY PROTECTION BENEFITS IN MOTOR VEHICLE INSURANCE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 532, transmitting H.C.R. No. 132, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 132, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF CONNECTIONS, VOYAGER, LANIKAI ELEMENTARY, KANU O KA AINA, WEST HAWAII EXPLORATION ACADEMY, AND WATERS OF LIFE CHARTER SCHOOLS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 533, transmitting H.C.R. No. 134, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 134, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE GUARDIANS AD LITEM/ATTORNEY STATUTORY FEE REQUIREMENTS TO DETERMINE IF THERE IS A MORE EFFECTIVE MODEL THAT COULD BE ADOPTED FOR HAWAII," was deferred until Monday, April 15, 2002.

Hse. Com. No. 534, transmitting H.C.R. No. 137, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 137, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING CONGRESS'S PLAN TO ENDORSE AND OBTAIN OBSERVER STATUS FOR TAIWAN AT THE ANNUAL SUMMIT OF THE WORLD HEALTH ASSEMBLY IN MAY 2002 IN GENEVA, SWITZERLAND," was deferred until Monday, April 15, 2002.

Hse. Com. No. 535, transmitting H.C.R. No. 139, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 139, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATIONS TO DETERMINE THEIR FEASIBILITY AS VIABLE HEALTH INSURANCE PLANS FOR PUBLIC EMPLOYEES, RETIREES, AND THEIR DEPENDENTS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 536, transmitting H.C.R. No. 150, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF A BIOTECHNOLOGY INDUSTRY IN THE STATE OF HAWAII," was deferred until Monday, April 15, 2002.

Hse. Com. No. 537, transmitting H.C.R. No. 151, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 151, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, IN COOPERATION WITH COUNTY GOVERNMENTS, TO DEVELOP A PLAN FOR THE REGULAR MAINTENANCE OF ROADS IN LIMBO," was deferred until Monday, April 15, 2002.

Hse. Com. No. 538, transmitting H.C.R. No. 155, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 155, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADDRESS THE CONCERNS OF KOKEE STATE PARK LESSEES WITH EXPIRING LEASES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 539, transmitting H.C.R. No. 159, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 159, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT COMPANIES SUPPLYING ELECTRONIC DEVICES TO CONSUMERS INVESTIGATE EFFICIENCY TO REDUCE FINANCIAL AND ENVIRONMENTAL COSTS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 540, transmitting H.C.R. No. 173, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 173, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW PRIVATIZATION CONTRACTS ENTERED INTO BY CERTAIN STATE AND COUNTY AGENCIES," was deferred until Monday, April 15, 2002.

Hse. Com. No. 541, transmitting H.C.R. No. 179, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 179, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING DEVELOPMENT OF AN ACTION PLAN TO

ASSESS AND REDUCE CARBON DIOXIDE EMISSIONS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 542, transmitting H.C.R. No. 181, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING PLANNING COLLABORATION BETWEEN THE UNIVERSITY OF HAWAII AND THE LEGISLATURE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 543, transmitting H.C.R. No. 187, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 187, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO EVALUATE THE OPERATIONAL EFFICIENCY AND PROGRAMMATIC EFFECTIVENESS OF THE STATE'S INTEGRATED SPECIAL EDUCATION DATABASE SYSTEM," was deferred until Monday, April 15, 2002.

Hse. Com. No. 544, transmitting H.C.R. No. 193, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONVENE A TASK FORCE TO EXAMINE WAYS TO CONTROL THE USE OF MOTORIZED SCOOTERS AND OTHER MOTORIZED DEVICES ON SIDEWALKS, HIGHWAYS, AND PUBLIC AREAS," was deferred until Monday, April 15, 2002.

Hse. Com. No. 545, transmitting H.C.R. No. 195, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 195, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DESIGNATION OF ALL AREAS OF THE STATE CAPITOL AS A SMOKE-FREE WORKPLACE," was deferred until Monday, April 15, 2002.

Hse. Com. No. 546, transmitting H.C.R. No. 199, H.D. 1, which was adopted by the House of Representatives on April 11, 2002, was placed on file.

By unanimous consent, action on H.C.R. No. 199, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE THE MONTH OF AUGUST 2002, AS THE 'DUKE PAOA KAHANAMOKU HO'OLAULEA' TO COMMEMORATE THE LIFETIME ACCOMPLISHMENTS OF DUKE PAOA KAHANAMOKU," was deferred until Monday, April 15, 2002.

Hse. Com. No. 547, returning S.B. No. 2102, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2002, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2102, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 548, returning S.B. No. 2234, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2002, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2234, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 549, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 536 (S.D. 1);  
 H.B. No. 703, H.D. 1 (S.D. 2);  
 H.B. No. 870 (S.D. 1);  
 H.B. No. 1012 (S.D. 1);  
 H.B. No. 1357, H.D. 1 (S.D. 2);  
 H.B. No. 1684, H.D. 1 (S.D. 2);  
 H.B. No. 1700, H.D. 1 (S.D. 1);  
 H.B. No. 1713, H.D. 1 (S.D. 1);  
 H.B. No. 1715, H.D. 1 (S.D. 1);  
 H.B. No. 1716, H.D. 1 (S.D. 1);  
 H.B. No. 1722 (S.D. 1);  
 H.B. No. 1724 (S.D. 1);  
 H.B. No. 1730, H.D. 1 (S.D. 1);  
 H.B. No. 1731, H.D. 2 (S.D. 1);  
 H.B. No. 1746, H.D. 1 (S.D. 1);  
 H.B. No. 1749, H.D. 2 (S.D. 1);  
 H.B. No. 1751, H.D. 2 (S.D. 1);  
 H.B. No. 1758, H.D. 1 (S.D. 1);  
 H.B. No. 1761, H.D. 1 (S.D. 2);  
 H.B. No. 1777, H.D. 1 (S.D. 1);  
 H.B. No. 1778, H.D. 1 (S.D. 1);  
 H.B. No. 1800, H.D. 1 (S.D. 1);  
 H.B. No. 1821, H.D. 2 (S.D. 1);  
 H.B. No. 1823, H.D. 1 (S.D. 1);  
 H.B. No. 1842, H.D. 1 (S.D. 2);  
 H.B. No. 1843 (S.D. 1);  
 H.B. No. 1858, H.D. 2 (S.D. 2);  
 H.B. No. 1864, H.D. 1 (S.D. 1);  
 H.B. No. 1867, H.D. 1 (S.D. 2);  
 H.B. No. 1878, H.D. 2 (S.D. 1);  
 H.B. No. 1901, H.D. 2 (S.D. 1);  
 H.B. No. 1939, H.D. 2 (S.D. 2);  
 H.B. No. 1942 (S.D. 1);  
 H.B. No. 1950 (S.D. 2);  
 H.B. No. 1969 (S.D. 1);  
 H.B. No. 1976 (S.D. 1);  
 H.B. No. 1996 (S.D. 1);  
 H.B. No. 1999 (S.D. 1);  
 H.B. No. 2002 (S.D. 1);  
 H.B. No. 2006, H.D. 1 (S.D. 1);  
 H.B. No. 2018, H.D. 1 (S.D. 2);  
 H.B. No. 2030, H.D. 1 (S.D. 2);  
 H.B. No. 2045, H.D. 1 (S.D. 2);  
 H.B. No. 2056, H.D. 2 (S.D. 2);  
 H.B. No. 2065, H.D. 1 (S.D. 1);  
 H.B. No. 2072, H.D. 2 (S.D. 1);  
 H.B. No. 2132, H.D. 1 (S.D. 2);  
 H.B. No. 2163 (S.D. 2);  
 H.B. No. 2164, H.D. 2 (S.D. 2);  
 H.B. No. 2165, H.D. 1 (S.D. 2);  
 H.B. No. 2166, H.D. 1 (S.D. 2);  
 H.B. No. 2169, H.D. 2 (S.D. 1);  
 H.B. No. 2172, H.D. 1 (S.D. 2);  
 H.B. No. 2176, H.D. 1 (S.D. 1);  
 H.B. No. 2192, H.D. 1 (S.D. 1);  
 H.B. No. 2195 (S.D. 1);  
 H.B. No. 2207, H.D. 1 (S.D. 2);  
 H.B. No. 2212, H.D. 1 (S.D. 2);  
 H.B. No. 2216, H.D. 1 (S.D. 1);  
 H.B. No. 2235, H.D. 2 (S.D. 1);  
 H.B. No. 2245, H.D. 1 (S.D. 1);  
 H.B. No. 2249 (S.D. 2);  
 H.B. No. 2251, H.D. 2 (S.D. 2);  
 H.B. No. 2258, H.D. 2 (S.D. 1);  
 H.B. No. 2271 (S.D. 2);  
 H.B. No. 2276, H.D. 2 (S.D. 1);  
 H.B. No. 2300, H.D. 2 (S.D. 1);  
 H.B. No. 2301, H.D. 2 (S.D. 2);  
 H.B. No. 2302, H.D. 2 (S.D. 1);  
 H.B. No. 2304, H.D. 1 (S.D. 1);  
 H.B. No. 2311, H.D. 2 (S.D. 2);  
 H.B. No. 2315, H.D. 1 (S.D. 1);  
 H.B. No. 2349, H.D. 1 (S.D. 1);  
 H.B. No. 2351, H.D. 1 (S.D. 2);  
 H.B. No. 2353, H.D. 2 (S.D. 1);  
 H.B. No. 2382, H.D. 1 (S.D. 2);  
 H.B. No. 2400, H.D. 1 (S.D. 1);  
 H.B. No. 2413, H.D. 1 (S.D. 1);  
 H.B. No. 2420, H.D. 1 (S.D. 2);  
 H.B. No. 2426, H.D. 1 (S.D. 1);  
 H.B. No. 2428, H.D. 1 (S.D. 2);  
 H.B. No. 2433, H.D. 1 (S.D. 1);  
 H.B. No. 2440, H.D. 1 (S.D. 1);  
 H.B. No. 2443, H.D. 2 (S.D. 1);  
 H.B. No. 2445 (S.D. 2);  
 H.B. No. 2449, H.D. 1 (S.D. 2);  
 H.B. No. 2451 (S.D. 2);  
 H.B. No. 2453 (S.D. 1);  
 H.B. No. 2454 (S.D. 1);  
 H.B. No. 2455 (S.D. 1);  
 H.B. No. 2459 (S.D. 2);  
 H.B. No. 2468, H.D. 1 (S.D. 1);  
 H.B. No. 2480, H.D. 1 (S.D. 2);  
 H.B. No. 2485 (S.D. 2);  
 H.B. No. 2495 (S.D. 1);  
 H.B. No. 2500, H.D. 1 (S.D. 1);  
 H.B. No. 2501, H.D. 1 (S.D. 1);  
 H.B. No. 2506, H.D. 1 (S.D. 1);  
 H.B. No. 2509, H.D. 1 (S.D. 1);  
 H.B. No. 2512 (S.D. 2);  
 H.B. No. 2521, H.D. 2 (S.D. 2);  
 H.B. No. 2525, H.D. 1 (S.D. 2);  
 H.B. No. 2526 (S.D. 1);  
 H.B. No. 2527 (S.D. 1);  
 H.B. No. 2536 (S.D. 1);  
 H.B. No. 2537 (S.D. 1);  
 H.B. No. 2542, H.D. 2 (S.D. 2);  
 H.B. No. 2549 (S.D. 1);  
 H.B. No. 2552, H.D. 1 (S.D. 1);  
 H.B. No. 2553 (S.D. 1);  
 H.B. No. 2558, H.D. 1 (S.D. 2);  
 H.B. No. 2563, H.D. 1 (S.D. 1);  
 H.B. No. 2565, H.D. 2 (S.D. 1);  
 H.B. No. 2568, H.D. 1 (S.D. 1);  
 H.B. No. 2569, H.D. 1 (S.D. 1);  
 H.B. No. 2570, H.D. 1 (S.D. 1);  
 H.B. No. 2571 (S.D. 1);  
 H.B. No. 2576, H.D. 1 (S.D. 2);  
 H.B. No. 2577, H.D. 1 (S.D. 1);  
 H.B. No. 2582, H.D. 1 (S.D. 1);  
 H.B. No. 2595, H.D. 1 (S.D. 1);  
 H.B. No. 2618, H.D. 1 (S.D. 2);  
 H.B. No. 2638, H.D. 2 (S.D. 1);  
 H.B. No. 2642, H.D. 2 (S.D. 1);  
 H.B. No. 2655, H.D. 1 (S.D. 1);  
 H.B. No. 2720, H.D. 1 (S.D. 1);  
 H.B. No. 2741, H.D. 2 (S.D. 2);  
 H.B. No. 2744, H.D. 1 (S.D. 2);  
 H.B. No. 2751, H.D. 1 (S.D. 2);

H.B. No. 2752, H.D. 1 (S.D. 1);  
 H.B. No. 2761, H.D. 1 (S.D. 1);  
 H.B. No. 2764, H.D. 1 (S.D. 2);  
 H.B. No. 2788 (S.D. 1);  
 H.B. No. 2798, H.D. 1 (S.D. 1);  
 H.B. No. 2817, H.D. 1 (S.D. 1);  
 H.B. No. 2821, H.D. 1 (S.D. 2);  
 H.B. No. 2832, H.D. 1 (S.D. 2);  
 H.B. No. 2834 (S.D. 2);  
 H.B. No. 2840 (S.D. 2);  
 H.B. No. 2843 (S.D. 2);  
 H.B. No. 2844, H.D. 1 (S.D. 2);  
 H.B. No. 2848, H.D. 1 (S.D. 2); and  
 H.B. No. 2854, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 550, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.B. No. 2827, H.D. 1 (S.D. 2), was placed on file.

Hse. Com. No. 551, informing the Senate that the Speaker on April 12, 2002, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

H.B. No. 1800, H.D. 1 (S.D. 1):

Representatives Takamine, chair; Cabrerros, Espero, Kawakami, Magaoay, Nakasone, Saiki, Suzuki, Yonamine, Davis, Leong, Moses.

H.B. No. 2300, H.D. 2 (S.D. 1):

Representatives Takamine, chair; Cabrerros, Espero, Hamakawa, Kawakami, Magaoay, Nakasone, Saiki, Suzuki, Yonamine, Davis, Djou, Leong, Moses,

was placed on file.

#### **ORDER OF THE DAY**

#### **ADVISE AND CONSENT**

Stand. Com. Rep. No. 3428 (Gov. Msg. No. 171):

Senator Menor moved that Stand. Com. Rep. No. 3428 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of JUNE S. TAKENO to the Board of Acupuncture, term to expire June 30, 2004, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Buen, Sakamoto, Tam, Taniguchi).

#### **ADOPTION OF RESOLUTIONS**

#### **MATTERS DEFERRED FROM THURSDAY, APRIL 11, 2002**

Stand. Com. Rep. No. 3378 (S.C.R. No. 85, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 85, S.D. 1, entitled: "SENATE

CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO INVESTIGATE EXISTING CONFLICTS BETWEEN ORGANIZED WATER SPORTS EVENTS AND INDIVIDUAL RECREATIONAL USERS AND DEVELOP RECOMMENDATIONS FOR EQUITABLE ACCESS TO AND USE OF THE WATERS AND BEACHES OF THE STATE," was adopted.

Stand. Com. Rep. No. 3379 (S.C.R. No. 176, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 176, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, DEPARTMENT OF EDUCATION, AND GOVERNOR'S SPECIAL ADVISOR FOR TECHNOLOGY DEVELOPMENT TO ENDORSE AND PROMOTE THE HAWAII CUBESAT PROJECT," was adopted.

Stand. Com. Rep. No. 3380 (S.C.R. No. 132, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 132, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK IN CONJUNCTION WITH THE YOUTH OF THE FIRST REPRESENTATIVE DISTRICT AND COMMUNITY AGENCIES IN THE AREA TO DEVELOP COMMUNITY-BASED YOUTH PROGRAMS," was adopted.

Stand. Com. Rep. No. 3381 (S.R. No. 76, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 76, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK IN CONJUNCTION WITH THE YOUTH OF THE FIRST REPRESENTATIVE DISTRICT AND COMMUNITY AGENCIES IN THE AREA TO DEVELOP COMMUNITY-BASED YOUTH PROGRAMS," was adopted.

Stand. Com. Rep. No. 3382 (S.C.R. No. 16):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF HYPNOTHERAPISTS," was adopted.

Stand. Com. Rep. No. 3383 (S.C.R. No. 2):

Senator English moved that Stand. Com. Rep. No. 3383 and S.C.R. No. 2 be adopted, seconded by Senator Hogue.

Senator Hemmings rose in opposition to the measure as follows:

"Mr. President, to the point of my 'no' vote, I'd like to illustrate requesting Afghanistan to run their government a certain way, including women in their provisional government, is out of our domain. Maybe these two resolutions can be directed to the fifth floor of this building where, if I think off the top of my head, we only have 3 of the 17 cabinet positions filled by women in the State of Hawaii government.

“So maybe we’d better take care of our own state before we go halfway around the world to Afghanistan.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF AFGHAN WOMEN TO THE PROVISIONAL GOVERNMENT OF AFGHANISTAN TO ENSURE EQUITABLE TREATMENT OF WOMEN IN THE NEW GOVERNMENT,” was adopted with Senators Hemmings and Slom voting “No.”

Stand. Com. Rep. No. 3384 (S.R. No. 1):

On motion by Senator English, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 1, entitled: “SENATE RESOLUTION REQUESTING THE APPOINTMENT OF AFGHAN WOMEN TO THE PROVISIONAL GOVERNMENT OF AFGHANISTAN TO ENSURE EQUITABLE TREATMENT OF WOMEN IN THE NEW GOVERNMENT,” was adopted with Senator Hemmings voting “No.”

Stand. Com. Rep. No. 3385 (S.C.R. No. 100, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 100, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE GUARDIANS AD LITEM/ATTORNEY STATUTORY FEE REQUIREMENTS TO DETERMINE IF THERE IS A MORE EFFECTIVE MODEL THAT COULD BE ADOPTED FOR HAWAII, AND REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE GUARDIAN AD LITEM FEES,” was adopted.

Stand. Com. Rep. No. 3386 (S.R. No. 55, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 55, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE GUARDIANS AD LITEM/ATTORNEY STATUTORY FEE REQUIREMENTS TO DETERMINE IF THERE IS A MORE EFFECTIVE MODEL THAT COULD BE ADOPTED FOR HAWAII, AND REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE GUARDIAN AD LITEM FEES,” was adopted.

Stand. Com. Rep. No. 3387 (S.C.R. No. 150, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 150, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION DESIGNATING SEPTEMBER 23-27, 2002 AS ‘KIDS VOTING HAWAII WEEK,’” was adopted.

Stand. Com. Rep. No. 3388 (S.R. No. 89, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 89, S.D. 1, entitled: “SENATE RESOLUTION DESIGNATING SEPTEMBER 23-27, 2002 AS ‘KIDS VOTING HAWAII WEEK,’” was adopted.

Stand. Com. Rep. No. 3389 (S.C.R. No. 151, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 151, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION PROCLAIMING SEPTEMBER 2002 AS VOTER EDUCATION MONTH,” was adopted.

Stand. Com. Rep. No. 3390 (S.R. No. 90, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 90, S.D. 1, entitled: “SENATE RESOLUTION PROCLAIMING SEPTEMBER 2002 AS VOTER EDUCATION MONTH,” was adopted.

Stand. Com. Rep. No. 3391 (S.C.R. No. 63):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 63, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A STATE PANEL TO DEVELOP A STANDARD PAYMENT RATE FOR MENTAL HEALTH SERVICES PROVIDED TO CHILDREN UNDER STATE CONTRACTS,” was adopted.

Stand. Com. Rep. No. 3392 (S.C.R. No. 95):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 95, entitled: “SENATE CONCURRENT RESOLUTION SUPPORTING THE GOALS OF THE HAWAII WATCHABLE WILDLIFE PROGRAM AND ENCOURAGING COLLABORATION AMONG ALL FEDERAL, STATE, AND COUNTY AGENCIES, AS WELL AS NON-PROFIT ORGANIZATIONS, AND PRIVATE SECTOR IN PROMOTING RESPONSIBLE WILDLIFE VIEWING AND NATURE-BASED TOURISM THAT BENEFIT THE PEOPLE OF THE STATE OF HAWAII,” was adopted.

Stand. Com. Rep. No. 3393 (S.R. No. 53):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 53, entitled: “SENATE RESOLUTION SUPPORTING THE GOALS OF THE HAWAII WATCHABLE WILDLIFE PROGRAM AND ENCOURAGING COLLABORATION AMONG ALL FEDERAL, STATE, AND COUNTY AGENCIES, AS WELL AS NON-PROFIT ORGANIZATIONS, AND PRIVATE SECTOR IN PROMOTING RESPONSIBLE WILDLIFE VIEWING AND NATURE-BASED TOURISM THAT BENEFIT THE PEOPLE OF THE STATE OF HAWAII,” was adopted.

Stand. Com. Rep. No. 3395 (S.C.R. No. 68, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 68, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION AUTHORIZING DESIGNATION OF AN INDUSTRIAL PARK,” was adopted.

Stand. Com. Rep. No. 3398 (S.C.R. No. 98, S.D. 2):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 98, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING A CONSIDERATION OF THE FEASIBILITY OF OPENING A

PUBLIC UTILITIES COMMISSION DOCKET RELATING TO STANDBY CHARGES AND CUSTOMER RETENTION DISCOUNTS," was adopted.

Stand. Com. Rep. No. 3399 (S.C.R. No. 115):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 115, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DO AN ACTUARIAL ANALYSIS OF THE UTILIZATION AND RATE IMPACTS, IF ANY, OF REINSTATING NATUROPATHY AMONG THE PERSONAL INJURY PROTECTION BENEFITS IN MOTOR VEHICLE INSURANCE," was adopted.

Stand. Com. Rep. No. 3400 (S.C.R. No. 82, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 82, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY AND THE STATE ATTORNEY GENERAL TO CONDUCT AN INVESTIGATION OF THE MAUI FAMILY COURT SYSTEM," was adopted.

Stand. Com. Rep. No. 3401 (S.R. No. 48, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 48, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE JUDICIARY AND THE STATE ATTORNEY GENERAL TO CONDUCT AN INVESTIGATION OF THE MAUI FAMILY COURT SYSTEM," was adopted.

Stand. Com. Rep. No. 3402 (S.C.R. No. 3, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 3, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE TANF REAUTHORIZATION ACT OF 2001 (HR 3113)," was adopted.

Stand. Com. Rep. No. 3403 (S.C.R. No. 19, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 19, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE BIENNIAL REVIEW OF THE COMPENSATION PLANS AND THE COSTS THEREOF," was adopted.

Stand. Com. Rep. No. 3404 (S.C.R. No. 69):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO ALLOCATE ADDITIONAL FUNDING FOR THE RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM," was adopted.

Stand. Com. Rep. No. 3405 (S.C.R. No. 157, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC

DEVELOPMENT, AND TOURISM, HIGH TECHNOLOGY DEVELOPMENT CORPORATION, HAWAII TECHNOLOGY TRADE ASSOCIATION, AND THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO SET THE DIRECTION FOR THE HIGH TECHNOLOGY INDUSTRY," was adopted.

Stand. Com. Rep. No. 3406 (S.R. No. 94, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 94, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, HIGH TECHNOLOGY DEVELOPMENT CORPORATION, HAWAII TECHNOLOGY TRADE ASSOCIATION, AND THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO SET THE DIRECTION FOR THE HIGH TECHNOLOGY INDUSTRY," was adopted.

Stand. Com. Rep. No. 3407 (S.C.R. No. 7, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 7, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE TANF REAUTHORIZATION ACT OF 2001," was adopted.

Stand. Com. Rep. No. 3408 (S.C.R. No. 35, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 35, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE COLLABORATIVE EFFORTS AND THE PARTNERING INITIATIVES OF THE VETERANS' ADMINISTRATION (VA) STATE HOME CONSTRUCTION OFFICE IN WASHINGTON, D.C., THE HAWAII HEALTH SYSTEMS CORPORATION (HHSCR), THE HAWAII VA MEDICAL AND REGIONAL OFFICE CENTER (VAMROC), AND THE HAWAII OFFICE OF VETERANS' SERVICES, TO ESTABLISH A STATE-OF-THE-ART VA STATE HOME FACILITY ON THE CAMPUS OF THE HILO MEDICAL CENTER WHICH WILL PROVIDE CRITICALLY NEEDED, HIGH QUALITY, ACCESSIBLE LONG-TERM CARE SERVICES TO VA BENEFICIARIES RESIDING IN EAST HAWAII COUNTY," was adopted.

Stand. Com. Rep. No. 3409 (S.C.R. No. 39, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 39, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE INFORMATION PROCUREMENT SYSTEM," was adopted.

Stand. Com. Rep. No. 3410 (S.C.R. No. 48, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 48, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR NATUROPATHS, ACUPUNCTURISTS, AND CHIROPRACTORS," was adopted.

Stand. Com. Rep. No. 3411 (S.R. No. 19, S.D. 1):



On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 19, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE INFORMATION PROCUREMENT SYSTEM," was adopted.

Stand. Com. Rep. No. 3412 (S.C.R. No. 58, S.D. 2):

Senator English moved that Stand. Com. Rep. No. 3412 and S.C.R. No. 58, S.D. 2, be adopted, seconded by Senator Hogue.

Senator Hemmings rose in opposition to the measure as follows:

"Mr. President, we spent quite a lot of money investigating oil prices and gas prices and came up with pretty much zilch. The settlement we received from oil companies is not going to pay for the attorney's fees and now we're doing a study on the same thing."

The motion was put by the Chair and carried, the report of the majority of the Committee was adopted and S.C.R. No. 58, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT SENATE-HOUSE REVIEW COMMITTEE TO REVIEW PETROLEUM FUEL PRICE ISSUES," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 3413 (S.C.R. No. 64, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 64, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF STATE PROGRAMS INVOLVED WITH OR PROVIDING LONG-TERM CARE SERVICES FOR HAWAII'S ELDERLY," was adopted.

Stand. Com. Rep. No. 3414 (S.C.R. No. 79, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 79, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A PROGRAM AND FINANCIAL AUDIT OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES HISTORIC PRESERVATION DIVISION," was adopted.

Stand. Com. Rep. No. 3415 (S.R. No. 38, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 38, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A PROGRAM AND FINANCIAL AUDIT OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES HISTORIC PRESERVATION DIVISION," was adopted.

Stand. Com. Rep. No. 3416 (S.C.R. No. 103, S.D. 1):

On motion by Senator English, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 103, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW PRIVATIZATION CONTRACTS ENTERED INTO BY CERTAIN STATE AND COUNTY AGENCIES," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 3417 (S.C.R. No. 109):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 109, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES," was adopted.

Stand. Com. Rep. No. 3418 (S.R. No. 58):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 58, entitled: "SENATE RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES," was adopted.

Stand. Com. Rep. No. 3419 (S.C.R. No. 112, S.D. 2):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 112, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A STATEWIDE ECONOMIC DEVELOPMENT TASK FORCE TO DEVELOP AND ADMINISTER AN ECONOMIC DEVELOPMENT PLAN FOR THE STATE," was adopted.

Stand. Com. Rep. No. 3420 (S.C.R. No. 113):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF VARIOUS EXECUTIVE DEPARTMENTS REGARDING CEDED LAND REVENUES," was adopted.

Stand. Com. Rep. No. 3421 (S.C.R. No. 134, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 134, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO CONVENE A TASK FORCE TO ADDRESS THE CONTINUAL NEED AND UNMET DEMAND FOR TRANSITIONAL HOUSING AND SOCIAL WELFARE FACILITIES IN THE STATE," was adopted.

Stand. Com. Rep. No. 3422 (S.C.R. No. 169, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 169, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF THE POWER QUALITY TASK FORCE TO STUDY ISSUES RELATING TO RESPONSIBILITY OVER POWER QUALITY IN HAWAII," was adopted.

Stand. Com. Rep. No. 3423 (S.R. No. 105, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 105, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF THE POWER QUALITY TASK FORCE TO STUDY ISSUES RELATING TO RESPONSIBILITY OVER POWER QUALITY IN HAWAII," was adopted.

Stand. Com. Rep. No. 3424 (S.C.R. No. 107, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 107, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO ADVANCE THE CUTOFF DATE FOR KINDERGARTEN TO JUNE 30 BEGINNING WITH THE 2005-2006 SCHOOL YEAR," was adopted.

Stand. Com. Rep. No. 3425 (S.C.R. No. 137, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 137, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII INSTITUTE FOR ASTRONOMY AND UNIVERSITY OF HAWAII BOARD OF REGENTS TO ASSURE NO FURTHER DEVELOPMENT OR CONSTRUCTION ON THE SUMMIT OF MAUNA KEA UNTIL APPROPRIATE ENVIRONMENTAL IMPACT STATEMENTS OR ENVIRONMENTAL ASSESSMENTS HAVE BEEN COMPLETED," was adopted.

Stand. Com. Rep. No. 3426 (S.C.R. No. 53, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 53, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO DEVELOP LEGISLATION ESTABLISHING A CENTER FOR NURSING IN HAWAII," was adopted.

#### ADOPTION OF A RESOLUTION

S.C.R. No. 121:

On motion by Senator English, seconded by Senator Hemmings and carried, S.C.R. No. 121, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE CURRENT POLICIES AND CRITERIA USED IN CONDUCTING SUNRISE REVIEWS PURSUANT TO CHAPTER 26H, HAWAII REVISED STATUTES," was adopted.

At this time, Senator English extended happy birthday wishes to Senator Slom on behalf of the Senate.

Senator Hanabusa, for the Committee on Ways and Means, requested that the referral to the Committee on Ways and Means be waived for the following resolutions:

S.C.R. No. 127;  
S.C.R. No. 136;  
S.C.R. No. 141;  
S.C.R. No. 142; and  
S.C.R. No. 180,

and the Chair granted the waiver.

Senator Ihara inquired:

"Mr. President, who's making the request and under what basis? Could we have a recess?"

At 12:20 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

Senator Hanabusa noted:

"Mr. President, just to clarify, this is a request by the Committee on Ways and Means. These are concurrent resolutions that were referred to Ways and Means, and Ways and Means did not have sufficient time in order to hear these resolutions."

At 12:22 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:24 o'clock p.m.

#### ADOPTION OF RESOLUTIONS

S.C.R. No. 127, S.D. 1:

Senator Hanabusa moved that S.C.R. No. 127, S.D. 1, be adopted, seconded by Senator Chun.

Senator Hogue remarked:

"Mr. President, could the Clerk record a 'no' vote. I don't think it went through the process and therefore I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, S.C.R. No. 127, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING ADEQUATE FINANCIAL IMPACT ASSISTANCE FOR PROVIDING SERVICES TO CITIZENS OF THE FREELY ASSOCIATED STATES WHO RESIDE IN THE STATE OF HAWAII," was adopted with Senator Hogue voting "No."

S.C.R. No. 136, S.D. 1:

Senator Hanabusa moved that S.C.R. No. 136, S.D. 1, be adopted, seconded by Senator Chun.

Senator Hogue remarked:

"Mr. President, could the Clerk record a 'no' vote. I don't think it went through the process and therefore I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADDRESS THE CONCERNS OF KOKEE STATE PARK LESSEES WITH EXPIRING LEASES AND DEVELOPMENT OF A MASTER PLAN FOR STATE PARKS," was adopted with Senator Hogue voting "No."

S.C.R. No. 141:

Senator Hanabusa moved that S.C.R. No. 141 be adopted, seconded by Senator Chun.

Senator Hogue remarked:

"Mr. President, could the Clerk record a 'no' vote. I don't think it went through the process and therefore I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE EFFECTS OF FEDERAL INITIATIVES ON THE ECONOMY OF THE STATE OF HAWAII," was adopted with Senator Hogue voting "No."

ADJOURNMENT

S.C.R. No. 142:

Senator Hanabusa moved that S.C.R. No. 142 be adopted, seconded by Senator Chun.

Senator Hogue remarked:

“Mr. President, could the Clerk record a ‘no’ vote. I don’t think it went through the process and therefore I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, S.C.R. No. 142, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE REGARDING A LIGHT RAIL SYSTEM,” was adopted with Senators English, Hemmings, Hogue and Slom voting “No.”

S.C.R. No. 180, S.D. 1:

Senator Hanabusa moved that S.C.R. No. 180, S.D. 1, be adopted, seconded by Senator Chun.

Senator Slom rose and said:

“Mr. President, please indicate my ‘no’ vote on S.C.R. No. 180, the LRB study for sick leave which actually had started out as a resolution to audit the employees’ retirement system. Thank you.”

Senator Hogue remarked:

“Mr. President, could the Clerk record a ‘no’ vote. I don’t think it went through the process and therefore I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, S.C.R. No. 180, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO COMPARE LEGISLATIVE PROPOSALS TO ALLOW EMPLOYEES TO USE SICK LEAVE TO CARE FOR THEIR FAMILIES AND HAWAII’S FAMILY LEAVE LAW, AS CODIFIED IN CHAPTER 398, HAWAII REVISED STATUTES,” was adopted with Senators Hogue and Slom voting “No.”

Senator Ihara rose on a point of personal privilege as follows:

“Mr. President, I’d like to rise on a point of personal privilege.

“I’d like to point out that there was an article in today’s Advertiser called ‘Senate okays tapping into service counts.’ On the third and fourth to the last paragraphs, the article says that in the House there was an unsuccessful attempt to convince lawmakers to reverse a law approved last year to cut the costs of public employees’ health benefits. The clear implication in this statement, Mr. President, is that the bill that the House considered yesterday would have taken back the cuts that Act 88 adopted last year. In fact, as the budget and finance director has indicated, the bill that the House considered yesterday would not reduce the cost savings from Act 88.

“In addition, the article seems to imply that the bill did not cover retirees and in fact that bill would have required a union VEBA to accept retirees.

“Thank you.”

At 12:31 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, April 15, 2002.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate